

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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MINERMET SPA,

Plaintiff,

07 CV 10312 (LBS)

-v-

**NOTICE OF VOLUNTARY  
DISMISSAL AND ORDER**

I.KERN HANDELSGES M.B.H.,

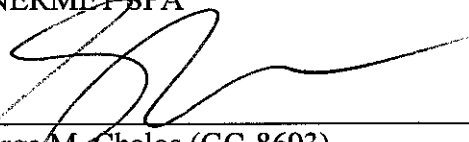
Defendant.  
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PLEASE TAKE NOTICE that the above-entitled action is hereby voluntarily dismissed without prejudice by plaintiff, MINERMET SPA, as to defendant, I.KERN HANDELSGES M.B.H., pursuant to Rule 41(a)(1) of the Rules of Civil Procedure for the United States District Courts. Defendant has not appeared, answered, or filed a motion for summary judgment in this action. No costs are to be assessed to any party.

Dated: Port Washington, New York  
December 14, 2007

CHALOS, O'CONNOR & DUFFY, LLP  
Attorneys for Plaintiff  
MINERMET SPA

By:

  
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SO ORDERED:

\_\_\_\_\_  
Hon. Leonard B. Sand, U.S.D.J.